

RCE
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OMB 0651-0031
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Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Application Number	09/920,871
Filing Date	August 2, 2001
First Named Inventor	Rykhus, Jr.
Art Unit	3731
Examiner Name	Thaler, Michael H.
Attorney Docket Number	687-437 (AMS0003/US)

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- iii. ☒ Information Disclosure Statement (IDS)
- ii. ☐ Affidavit(s)/ Declaration(s)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No. _____. I have enclosed a duplicate copy of this sheet.
- a. ☐
- i. ☐ RCE fee required under 37 CFR 1.17(e)
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 910.00 enclosed (RCE filing fee of \$790.00 plus 1-month extension fee of \$120.00)
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Signature	<i>Paul L. Weaver</i>	Date	10 June 05
Name (Print/Type)	Paul L. Weaver	Registration No.	48,640

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Signature	<i>Paul L. Weaver</i>	Date	10 June 05
Name (Print/Type)	Paul L. Weaver		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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02 FC:1251

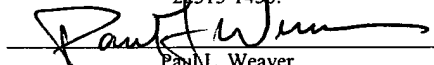


PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Rykhus, Jr.	Examiner: M. Thaler
Serial No.: 09/920,871	Group Art Unit: 3731
Filed: August 2, 2001	
For: SHORT-TERM BIORESORBABLE STENT	Docket No. 687-437 (AMS0003/US)

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I CERTIFY THAT ON 10 June 05, THIS PAPER
IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST CLASS
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22313-1450.


Paul L. Weaver

AMENDMENT AND RCE

Dear Sir:

This communication is in response to the final Office action in the above-mentioned patent application, mailed on February 10, 2005. This communication is being concurrently filed with a Request for Continued Examination (RCE) and a Supplemental Information Disclosure Statement (sIDS) under 37 CFR 1.114. Entry of the present amendment and consideration of the cited references on the sIDS are respectfully requested.

Request For Extension Of Time Under 37 CFR 1.136(a)

Applicants respectfully petition the Commissioner for Patents to extend the time for response to the final Office Action for one month, from May 10, 2005, to June 10, 2005. Enclosed is a check that includes the one-month extension fee of \$120.00.

It is submitted that this response is timely filed as filed along with a Request for Continued Examination and within the shortened statutory period from the Final Office Action as extended by the One-Month Extension of Time filed herewith. It is believed that no other fee is required in filing this Response. However, if any fee is required, please charge all of the appropriate fee(s) to the Kagan Binder Deposit Account No. 50-1775 and notify us of the same.